

# **Town Board Minutes**

## **Meeting No. 18**

### ***Regular Meeting***

**July 17, 2000**

## ***Town Board Minutes***

July 17, 2000

Meeting No. 18

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 17th day of July 2000 at 8:00 P.M. and there were

**PRESENT:** MARK MONTOUR, COUNCIL MEMBER  
GEORGETTE PELLETTERIE, COUNCIL MEMBER  
DONNA STEMPIAK, COUNCIL MEMBER  
RICHARD ZARBO, COUNCIL MEMBER  
ROBERT GIZA, SUPERVISOR

**ABSENT:** NONE

**ALSO PRESENT:** JOHANNA COLEMAN, TOWN CLERK  
ROBERT LABENSKI, TOWN ENGINEER  
RICHARD SHERWOOD, TOWN ATTORNEY  
THOMAS FOWLER, CHIEF OF POLICE  
CHRISTINE FUSCO, ASSESSOR  
RICHARD REESE JR., HIGHWAY SUPERINTENDENT

### **PERSONS ADDRESSING TOWN BOARD:**

**Brett, James**, 659 Harris Hill Road, spoke to the Town Board on the following matters:

- Informed the Town Board that there are signs attached to poles on Central Avenue near Seitz Road which advertise subdivisions & builders.
- Raised questions about the dispatch of an EMS call.

**Schneggenburger, Roy**, 87 Stony Road, spoke to the Town Board on the following matters:

- Asked the Board about the quantity of games at the AMF Bowling Center and if any were violent in content.
- Comments re: a recent Planning Board meeting.

**Hammer, Fred**, spoke to the Town Board on the following matter:

- Is in favor of a moratorium on development.

**Juszczak, Joseph**, 600 Pleasant View Drive, spoke to the Town Board on the following matters:

- Told the Board that he heard that the YMCA is planning to construct a building in the Pleasant View Drive area.
- Commented on civil service test scores of Police candidates.

**Symer, Donald**, 610 Columbia, Avenue, spoke to the Town Board on the following matter:

- Asked when the Public Hearing on yard sales would take place.

**Wander, Art**, 9 Broadmoor Court, spoke to the Town Board on the following matters:

- Based on his negative experiences with Walden Trace Subdivision, he hopes that the Town Board establishes a moratorium on development.
- Expressed his disappointment at the hostility exhibited by persons at the Town Board meeting.

**Thomas Fowler, Chief of Police, Anthony Suchyna, Police Captain, Leon Trzewieczynski, Police Captain and Sharon Cohan, Public Safety Dispatcher and President of Lancaster Dispatcher Employee Association**, spoke to the Town Board on the following matter:

- Responded individually to allegations of inappropriate interview questions during the recent hiring of a Public Safety Dispatcher.

**Salvatore, Lou**, 15 Parkdale Avenue, spoke to the Town Board on the following matters:

- Expressed his appreciation to the General Crew Chief and the Town Forester for attending to the tree problems on Parkdale Drive and Glendale Drive.
- Expressed concerns about the rezone petition of Ferry Builders, Inc. on Broadway.

**Korcz, Richard**, 4964 William Street, spoke to the Town Board on the following matter:

- Expressed concerns about the project at the northeast corner of William Street and Aurora Street.

**Perry, Diana**, 14 Robins Nest Court, spoke to the Town Board on the following matter:

- Suggests that the Town connects the first three subdivisions south of William Street and west of Aurora Street with roads which would facilitate travel within and for Transit Road access.

**Ciancio, George**, 64 Northwood Drive, spoke to the Town Board on the following matter:

- Raised questions re: the letter from Mr. Amatura in which he has indicated his withdrawal of the petition to rezone the northeast corner of William Street and Aurora Street.

**Luke, Russ**, 96 Maple Drive, spoke to the Town Board on the following matter:

- Expressed his feelings about development in the Town of Lancaster

**PRESENTATION OF PREFILED RESOLUTIONS BY COUNCIL MEMBERS:**

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER MONTOUR, TO WIT:

**RESOLVED**, that the minutes from the Meeting of two Town Board  
Members held July 3, 2000 and the Rescheduled Regular Meeting of the Town Board held on  
July 7, 2000 be and hereby are approved.

The question of the adoption of the foregoing resolution was duly put to a vote  
on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER PELLETTERIE	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

July 17, 2000

File: RMIN (P2)

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER STEMPIAK, TO WIT:

**WHEREAS**, the Twin District Volunteer Fire Company, Inc., by letter  
dated July 10, 2000, has requested the addition of two members to the membership roster of  
said fire association,

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board of the Town of Lancaster hereby confirms  
the addition to the membership of the Twin District Volunteer Fire Company, of the following  
individuals:

**ADDITIONS:**

Diane Batterson  
23 Old Post Road  
Lancaster, New York

Barbara Zeeb  
164 Irwinwood Road  
Lancaster, New York

The question of the adoption of the foregoing resolution was duly put to a  
vote on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER PELLETTERIE	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

July 17, 2000

File: RFIRE (P4)

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER ZARBO, TO WIT:

**WHEREAS**, the Bowmansville Volunteer Fire Association, Inc., by letter dated July 10, 2000 has requested the addition of one probationary, non-resident, active member to the membership roster of said fire association,

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board of the Town of Lancaster hereby confirms the following addition to the membership of the Bowmansville Volunteer Fire Association:

**ADDITION - Probationary Non-Resident Active Member:**

Tina Mederski  
65 Calla Way  
Cheektowaga, new York 14225

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER PELLETTERIE	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

July 17, 2000

File: RFIRE (P2)

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER STEMPIAK, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER PELLETTERIE, TO WIT:

**WHEREAS, Thomann Asphalt Paving Corp.** 56 Gunnville Road,  
Lancaster, New York 14086 has submitted an application for a Special Use Permit for the  
purpose of obtaining a retail auto dealer license at premises located at 56 Gunnville Road,  
Lancaster, New York, in accordance with provisions of Chapter 50-Zoning, Section 46 of the  
Code of the Town of Lancaster,

**NOW, THEREFORE, BE IT**

**RESOLVED,** that pursuant to §50- 46 of the Code of the Town of Lancaster, a  
Public Hearing on the proposed Special Use Permit for Thomann Asphalt Paving Corp. for the  
purpose of obtaining a retail auto dealer license at premises locally known as 56 Gunnville  
Road, in the Town of Lancaster, New York, will be held at the Town Hall, 21 Central  
Avenue, Lancaster, New York, on the 7th day of August, 2000 at 8:55 o'clock P.M., Local  
Time, and that Notice of the time and place of such hearing be published in the Lancaster Bee,  
a newspaper of general circulation in said Town , and be posted on the Town Bulletin Board,  
and that a copy of such Notice of Hearing be referred to the Erie County Department of  
Planning, pursuant to Section 239 (m) of the General Municipal Law, which Notice shall be in  
the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote  
on roll call, which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER PELLETTERIE	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

July 17, 2000

File: rsuph.800

**LEGAL NOTICE  
PUBLIC HEARING  
TOWN OF LANCASTER  
SPECIAL USE PERMIT  
THOMANN ASPHALT PAVING CORP.  
56 GUNNVILLE ROAD  
TOWN OF LANCASTER**

LEGAL NOTICE IS HEREBY GIVEN, that pursuant to the authority set forth in Section 46 of Chapter 50-Zoning , of the Code of the Town of Lancaster, and the Town Law of the State of New York, and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 17th day of July, 2000, the Town Board will hold a Public Hearing on the 7th day of August, 2000, at 8:55 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons upon the application of Thomann Asphalt and Paving Corp. for a Special Use Permit, for a retail auto dealer license on premises locally known as 56 Gunnville Road in the Town of Lancaster, County of Erie and State of New York .

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

**TOWN BOARD OF THE  
TOWN OF LANCASTER**

BY: Johanna M. Coleman  
Town Clerk

July 17, 2000



THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER MONTOUR, TO WIT:

**WHEREAS**, AMF Bowling Centers, Inc., has applied for a license to operate and maintain a Game Room on premises located at 4913 Transit Road, within the Town of Lancaster, pursuant to Chapter 17 of the Code of the Town of Lancaster, and

**WHEREAS**, the application was referred to the Building Inspector and Chief of Police for review and recommendation, and

**WHEREAS**, the Building Inspector and Chief of Police have completed their review and made a formal, favorable recommendation to the Town Board on the issuance of this license,

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Clerk be and is hereby authorized to issue a license to AMF Bowling Centers Inc. to operate and maintain a Game Room on premises located at 4913 Transit Road, Lancaster, New York, and

**BE IT FURTHER**

**RESOLVED**, that said license shall be issued for the **one (1) year** period of July 20, 2000 to July 20, 2001 in accordance with the application of the petitioner, as filed in the Town Clerk's Office, accompanied with a license fee of \$660.00 for nine (9) amusement devices.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER PELLETTERIE	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

July 17, 2000

File: RLICENSE (P2)

**PREFILED RESOLUTION NO. 6 - MEETING OF 7/17/2000**

Pelletier/ \_\_\_\_\_ Agree To Study Impact Of A Moratorium On  
Approval Of Any New Residential Subdivisions Or  
Private Town House Or Condominium Units

At the request of Council Member Pelletterie, this resolution was withdrawn for further study.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER ZARBO, TO WIT:

**WHEREAS**, the Town Board of the Town of Lancaster deems it in  
the public interest to make certain amendments to the Town Ordinance entitled, VEHICLE  
AND TRAFFIC ORDINANCE OF THE TOWN OF LANCASTER, COUNTY OF ERIE,  
STATE OF NEW YORK, designated as Chapter 46 of the Code of the Town of Lancaster;

**NOW, THEREFORE, BE IT**

**RESOLVED**, that pursuant to Section 130 of the Town Law of the  
State of New York, a public hearing on a proposed amendment to the §46-8 of the Vehicle  
& Traffic Ordinance, Chapter 46 of the Code of the Town of Lancaster, County of Erie and  
State of New York, will be held at the Town Hall, 21 Central Avenue, Lancaster, New  
York, on the 7th day of August, 2000 at 8:45 o'clock P.M., Local Time, and that Notice of  
the Time and Place of such hearing be published on or before July 20, 2000, in the  
Lancaster Bee, the Official Newspaper, being a newspaper of general circulation in said  
Town, and be posted on the Town Bulletin Board, which Notice shall be in the form  
attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER PELLETTERIE	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

July 17, 2000

File: rvtstph.800

**LEGAL NOTICE  
PUBLIC HEARING  
V&T AMENDMENT**

**LEGAL NOTICE IS HEREBY GIVEN** that pursuant to the Town Law of the State of New York, and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 17th day of July, 2000, the said Town Board will hold a Public Hearing on the 7th day of August, 2000, at 8:45 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all persons upon the following amendment to §46-8 of the Vehicle and Traffic Ordinance of the Town of Lancaster, Erie County, New York, designated as Chapter 46 of the Code of said Town:

**CHAPTER 46**

**ARTICLE VIII - Stop and Yield Intersections.**

**§46-8, Stop Intersections designated is amended by adding thereto the following:**

<u>STREET NAME</u>	<u>INTERSECTING STREET</u>	<u>SIGN LOCATION</u>
<b>PARKEDGE SUBDIVISION</b>		
<b>Parkedge Drive</b>	<b>Creekwood Drive</b>	<b>S/E Corner</b>

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

**TOWN BOARD OF THE  
TOWN OF LANCASTER**

**BY: JOHANNA M. COLEMAN**  
Town Clerk

July 17, 2000

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER MONTOUT, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER ZARBO, TO WIT:

**WHEREAS**, the Executive Director of the Youth Bureau, by letter dated July 12, 2000, has recommended appointments for the Youth Bureau's 2000 Summer Programs.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the following individuals be and are hereby appointed to positions in the Youth Bureau's 2000 Summer Programs of the Town of Lancaster effective July 10, 2000 at the following rates:

<u>Name</u>	<u>Position</u>	<u>Rate</u>
Julie Watroba (new) 134 Sixth Avenue Lancaster, New York	Tutor (Substitute)	\$10.00 hr.
Brian Carstens (new) 12 Reimers Avenue Lancaster, New York	Tutor (Substitute)	\$10.00 hr.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER MONTOUT	VOTED YES
COUNCIL MEMBER PELLETTERIE	VOTED YES
COUNCIL MEMBER STEMPNIK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

July 17, 2000

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCIL  
MEMBER ZARBO, TO WIT:

**WHEREAS**, Windsor Ridge Partners, LLC, 501 John James Audubon Parkway, Amherst, New York, has applied to the Town Board of the Town of Lancaster for permits to construct Public Improvements upon real property in the Town of Lancaster within Windsor Ridge Subdivision Phase III(b),

**WHEREAS**, the Town Engineer of the Town of Lancaster has certified on the following permit applications that he has reviewed the improvement plans and permit applications for the installation of the public improvements requested, and that they conform to the Ordinances of the Town of Lancaster,

**NOW, THEREFORE, BE IT**

**RESOLVED**, that Public Improvement Permit Applications Nos. 516, 517 and 518 of Windsor Ridge Partners, LLC, 501 John James Audubon Parkway, Amherst, New York, for the installation of:

P.I.P. No.516 (Pavement & Curbs)	Construction at Windsor Ridge Subdivision - Sussex Lane of: 25, 660± S.F. of 28' wide A.C. pavement and 1,736± L.F. conc. curb (20" upright at edge of pavement and type "AB" on island)
P.I.P. No. 517 (Water Lines)	Construction at Windsor Ridge Subdivision - Sussex Lane of: 960±L.F. of 8" PVC (C-900) waterline pipe and appurtenances, including 2 hydrants and one 2" permanent blow-off.
P.I.P. No. 518 (Storm Sewer)	Construction at Windsor Ridge Subdivision - Sussex Lane of: 48± L.F. 12" R.C.P., 504± L.F. 12" H.D.P.E., 376± L.F. 8" P.V.C. (SDR-35) 722± L.F. 6" P.V.C. (SDR-35), 4 ea. DI rcvrs., 6 ea. LD rcvrs., 11 each B.Y. rcvrs. rip-rap

be and are hereby approved.

The question of the adoption of the foregoing resolution was duly put to a  
vote on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER PELLLETTERIE	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

July 17, 2000

File: RPIP (P2)

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER MONTOUR, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER PELLETTERIE, TO WIT:

**WHEREAS**, the Town Board of the Town of Lancaster has by several prior resolutions and communications memorialized the County with regard to the signalization of the intersection of two county roads, to wit: William Street and Lake Avenue, and

**WHEREAS**, the County finally approved signalization at the Town's expense upon the Town adopting a resolution assuming all liability to such signalization and the Town adopted such resolution on August 16, 1999, and

**WHEREAS**, the Town further adopted a bond resolution on August 2, 1999 for the stated purpose of providing for the signalization of William Street and Lake Avenue and also the intersection of William Street and Bowen Road, and

**WHEREAS**, the Town has ordered and has taken delivery of the poles for the signalization of these intersections in the year 1999, and

**WHEREAS**, the County of Erie has now commenced work on the signalization at William Street and Bowen Road, but has advised the Town as of July 5th, it has not done and will not do the engineering for the signalization at William Street and Lake Avenue;

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board of the Town of Lancaster, hereby authorizes the release and payment of the sum of \$60,000.00 to the County of Erie for the Town's agreed upon contribution for the signalization at William Street and Bowen Road with the understanding that if the contractor's cost of such signalization is less than \$60,000.00 the surplus funds will be refunded to the Town, together with any Federal aid obtained by the County for the signalization to be refunded to the Town at its pro rata share; and

**BE IT FURTHER**

**RESOLVED**, that the Town Board hereby authorizes the engagement of EMS Consulting Engineers, 295 Main Street, Suite 1053, Buffalo, New York 14203-2219 to do the engineering for the signalization at William Street and Lake Avenue for the sum proposed in the Letter Proposal to the Town and that thereafter the Supervisor is authorized to execute a contract with the contractor providing signalization services to the County of Erie, at Bowen Road and William Street, it being the position of the Town Board that there exists an emergency situation at the intersection of William Street and Lake Avenue with the opening of school in September 2000 and the beforesaid contractor having already given unit prices to the County for signalization of this intersection as an add-on to the County contract for William and Bowen and for both of these reasons the contracted work is exempt from the requirements for public bid under General Municipal Law §103.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER PELLETTERIE	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

July 17, 2000

File: rwmlake.700



THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO MOVED ITS  
ADOPTION, SECONDED BY COUNCIL  
MEMBER STEMPNIAK, TO WIT:

**RESOLVED**, that the following Audited Claims be and are hereby  
ordered paid from their respective accounts as per abstract to be filed in the Office of the  
Town Clerk by the Director of Administration and Finance, to wit:

Claim No. 3052 to Claim No. 3288 Inclusive

Total amount hereby authorized to be paid: \$785,592.56

The question of the foregoing resolution was duly put to a vote on roll call  
which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER PELLETTERIE	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

July 17, 2000  
File: Rclains

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER STEMPNIAK, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER MONTOUR, TO WIT:

**RESOLVED** that the following Building Permit Applications be and are  
hereby approved and the issuance of these Building Permits be and are hereby authorized:

**CODES:**

(SW) = Sidewalks as required by Chapter 12-1B. of the Code of the Town Lancaster are  
waived for this permit.

(CSW) = Conditional sidewalk waiver.

**NEW PERMITS:**

Pmt #	SW	Applicant Name	Address	Structure
7090		Pasek, James	30 Clermont Ct	Er. Shed
7091		Pericozzi, Frank	6 Bridgewater Ct	Er. Fence
7092		Swaine, David	29 Traceway	Er. Fence
7093		Tusznio, Richard	5592 William St	Er. Deck
7094		Czarniak, David	138 Belmont St	Er. Fence
7095		Jeary, David	43 Old Post Rd	Er. Pool
7096		Scherlein, John	5 Alyssum Ct	Er. Shed
7097		Pawlowski, Kenneth	15 Grace Way	Er. Deck
7098		Stankowski, Michael	68 Michael's Walk	Er. Pool
7099		Huffaker, David	3 Huntington Ct	Er. Deck
7100		Stein, Joseph	5 Clermont Ct	Er. Shed
7101		Whitman, Robert	7 Country Pl	Er. Deck
7102		Arcadi, Vincent	213 Enchanted Forest N	Er. Sin. Dwlg
7103		Pawelski, John	71 Country Pl	Res. Addition
7104		Fix, Richard	207N Maple Dr	Er. Fence
7105		Adamy, David	280 Enchanted Forest N	Er. Deck
7106		Skubish, Zenon	42 Fox Hunt Rd	Er. Pool
7107	<i>Void</i>	Skubish, Zenon	42 Fox Hunt Rd	Er. Fence
7108		Zajac, R & Refermat D	21 Botimer St	Er. Pool
7109		Mayer, Douglas	61 Stony Brook Dr	Er. Deck
7110		Hodge, William	61 Simme Rd	Er. Shed
7111		Glenhollow Associates	60 Michael's Walk	Er. Sin. Dwlg
7112		Quigley, Michael	44 Whitestone Ln	Er. Pool
7113		Quigley, Michael	44 Whitestone Ln	Er. Fence
7114		Szefel, Joseph	49 Trentwood Trl	Er. Shed
7115		Gorham, Michael	4797 William St	Er. Fence
7116		Dudish, Paul	10 Whitestone Ln	Er. Pool
7117		Marrano/Marc Equity	49 Woodgate Dr	Er. Sin. Dwlg
7118		Marrano/Marc Equity	67 Trentwood Trl	Er. Sin. Dwlg
7119		Emmi, Jack	10 Hampton Ct	Er. Shed

7120	Olshanski, Martin	40 Fox Hunt Rd	Er. Deck
7121	Capretto Homes	148 Nathan's Trl	Er. Sin. Dwlg
7122	Shepard, Sean	33 Stream View Ln	Er. Fence
7123	Revelas, James	73 Michael Anthony Ln	Er. Deck
7124	Stotz, Thomas	20 Greenbriar Dr	Er. Pool
7125	LaPiana, Paul	296 Enchanted Forest N	Er. Deck
7126	RJF Development JV	26 Schiffler Ct	Er. Sin. Dwlg
7127	Juhasz, Daniel	43 Stream View Ln	Er. Shed
7128	Allen, Thomas	6 Whitestone Ln	Er. Shed
7129	Brown, Michael	11 Rollingwood Dr	Res. Addition
7130	Colafranceschi, Anthony	9 Schilling Ct	Er. Pool
7131	Bordieri, Angelo	50 Village View	Er. Deck
7132	Higgins, William	25E Home Rd	Er. Pool
7133	Meadowood Partners	4845 Transit Rd	Er. Temp. Sign
7134	Pazzaglia, Adam	23 Cambridge Ct	Er. Sin. Dwlg
7139	Pezdek, Kenneth	4905 William St	Res. Addition

**BE IT FURTHER**

**RESOLVED**, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby approved with a waiver of the Town Ordinance requirement for sidewalks, and

**BE IT FURTHER**

**RESOLVED**, that the Building Permit Applications herein coded (CSW) for conditional sidewalk waiver be and are hereby approved with a waiver of the Town Ordinance required for sidewalks, however, the waiver is granted upon the expressed condition that the Town of Lancaster, at any future date, reserves the right to order sidewalk installation at the expense of the property owner.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER PELLETTERIE	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

July 17, 2000

File:Rbldg2

Supervisor Giza requested a suspension of the necessary rule for immediate consideration of the following resolution

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER STEMPIAK, TO WIT:

**WHEREAS**, the Town Board has been made aware of parking on State Route 33, Genesee Street in the vicinity of 5555 Genesee Street, Lancaster, New York and has further reviewed the matter with the Chief of Police of the Town of Lancaster, and

**WHEREAS**, the Town Board is of the opinion that the parking on this state highway has become dangerous to traffic on the highway and pedestrians walking from parked vehicles.

**NOW, THEREFORE, BE IT**

**RESOLVED**, as follows:

1. That the Town Board of the Town of Lancaster memorializes the New York State Department of Transportation to cause a "No Parking" zone on State Route 33, Genesee Street in the vicinity of 5555 Genesee Street where a restaurant is operated which draws heavy parking along both sides of Genesee Street, and

2. That the Town Clerk be and is hereby authorized and directed to furnish a certified copy of this resolution to the New York State Department of Transportation, 125 Main Street, Buffalo, New York 14203, Attn. Mr. Robert J. Russell, Regional Director.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER PELLETTERIE	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

July 17, 2000

file: Memorialize DOT

## COMMUNICATIONS & REPORTS:

451. Police Chief to Supervisor -  
Request ordinance re: stop sign on Parkedege Drive at Creekwood Drive.  
DISPOSITION = Resolution 7/17/2000
452. Council Member Montour to Roy Schneggenburger -  
Reply to request dated June 19, 2000. DISPOSITION = Received and Filed
453. H. H. Housing to Town Board -  
Transmittal of information re: Erie County Policy on PILOT for housing for low and very low income households. DISPOSITION = Received and Filed
454. Brian Siejakowski to Town Board -  
Request refund of \$33.80 paid for building permit #7047 as he will no longer be using it. DISPOSITION = Town Clerk
455. TrueNorth Company to Town of Amherst Planning Department -  
Reply to request for Lancaster GIS Planning Information. DISPOSITION = GIS Analyst
456. Fire Chief Town Line Vol. Fire Dept. to Supervisor -  
Transmittal of letter re: request to go on line as a Paramedic Emergency Response Unit. DISPOSITION = Supervisor
457. Erie County Executive Giambra to All Interested Agencies, Groups and Persons -  
Combined Notices To The Public re: Notice of finding no significant effect on the environment and Notice of intent to request release of funds re: projects for elderly housing in Lancaster, transitional housing in Buffalo and a remediated hazardous waste site in the City of Tonawanda. DISPOSITION = Received and Filed
458. Emergency Management Committee to Town Board -  
Transmittal of minutes of meeting held May 17, 2000. DISPOSITION = Received and Filed
459. Emergency Management Committee to Town Board -  
Transmittal of minutes of meeting held June 20, 2000. DISPOSITION = Received and Filed
460. Town Clerk to Town Board -  
Transmittal of final settlement payment to Erie County re: 2000 County/Town Tax Warrant. DISPOSITION = Received and Filed
461. Property Manager to Council Member -  
Reply to request for all inventoried property assigned to the Parks and Recreation Department. DISPOSITION = Received and Filed
462. Colley's Pools to Town Board -  
Request refund for building permit. DISPOSITION = Town Clerk
463. Bowmansville Vol Fire Association to Town Board -  
Request confirmation of appointment of new member to roster. DISPOSITION = Resolution 7/17/2000
464. Town Clerk to Supervisor -  
Conveyance of monthly report for June 2000. DISPOSITION = Received and Filed
465. Town Attorney to NYS Dept. of Environmental Conservation -  
Request lead agency designation re: Ferry Builders rezone application.  
DISPOSITION = Planning Committee
466. Town Attorney to Regional Director NYS Dept. of Transportation -  
Request lead agency designation re: Ferry Builders rezone application.  
DISPOSITION = Planning Committee

467. Town Attorney to Erie County Dept. of Environment & Planning -  
Request lead agency designation re: Ferry Builders rezone application.  
DISPOSITION = Planning Committee
468. Town Attorney to Regional Director NYS Dept. of Transportation -  
Request lead agency designation re: site plan application of American Sales.  
DISPOSITION = Planning Committee
469. Town Attorney to Erie County Dept. of Environment & Planning -  
Request lead agency designation re: site plan application of American Sales.  
DISPOSITION = Planning Committee
470. Town Attorney to NYS Dept. of Environmental Conservation -  
Request lead agency designation re: site plan application of American Sales.  
DISPOSITION = Planning Committee
471. Town Attorney to Erie County Dept. of Environment & Planning -  
Request lead agency designation re: rezone application of Uniland. DISPOSITION  
= Planning Committee
472. Town Attorney to regional Director of NYS Dept. of Transportation -  
Request lead agency designation re: rezone application of Uniland. DISPOSITION  
= Planning Committee
473. Town Attorney to Regional Director of NYS Dept. of Environmental Conservation -  
Request lead agency designation re: rezone application of Uniland. DISPOSITION  
= Planning Committee
474. Twin District Fire Co to Town Clerk -  
Request addition of new members to roster. DISPOSITION = Resolution 7/17/2000
475. General Crew Chief to Planning Board, Council Members -  
Determination re: landscaping plan for American Sales Company. DISPOSITION =  
Planning Committee
476. Executive Director Youth Bureau to Supervisor -  
Request appointment of individuals to summer programs. DISPOSITION =  
resolution 7/17/2000
477. Police Chief to Town Clerk -  
Approval of Game Room License for AMF Bowling Centers (Lancaster Lanes).  
DISPOSITION = Resolution 7/17/2000
478. Highway Superintendent to Planning Board Chairman -  
Transmittal of approval of site plan for American Sales Company. DISPOSITION  
= Planning Committee
479. Jennifer Dunning to Town Board -  
Request refund of fee for building permit #6910. DISPOSITION = Town Clerk
480. Supervisor to Erie County Legislator Dusza -  
Request support from Erie County re: various projects for the Town of Lancaster.  
DISPOSITION = Supervisor
481. Trustee Transit Rural Cemetery to Supervisor -  
Expression of appreciation for efforts made re: planting of evergreen trees along the  
property line of the cemetery and that of R. Salvatore. DISPOSITION = Received  
and Filed
482. NYS and Local Retirement Systems to Payroll Clerk -  
Notification of law adopted re: retirement incentive available to employees of local  
governments. DISPOSITION = Received and Filed

483. Supervisor to School and Municipal Energy Cooperative (SMEC) -  
Transmittal of letter re: intent to join into a joint bid with Erie County for electricity. DISPOSITION = Supervisor
484. Erie County Dept. of Senior Services to Supervisor -  
After conducting an on-site assessment of the Town's Going Places transportation program, determination was made of delivery of high quality services to the elderly. DISPOSITION = Received and Filed
485. Chairman LIDA to Supervisor -  
Notification of a Public Hearing to be held 7/27/2000 re: financial assistance for American Sales Company, Inc expansion project. DISPOSITION = Received and Filed
486. Council Member Montour to Legislator Larson -  
Transmittal of furtherance of discussion from meeting re: traffic lights at William Street & Bowen Road. DISPOSITION = Public Safety Committee
487. Erie County Dept of Public Works to Town Board -  
Conveyance of position that the County will not act with enforcement for compliance re: fence at southwest corner of Harris Hill Road and Haskell Drive. DISPOSITION = Town Attorney
488. Mark Kubicki to Town Clerk -  
Transmittal of concerns re: proposed subdivision on Broadway. DISPOSITION = Planning Committee
489. Daniel Amatura to Town Clerk -  
Advisement of withdrawal of application to rezone property at the northeast corner of Aurora Street and William Street and his request that the Planning Board continues its Site Plan Review considering these changes. DISPOSITION = Planning Committee, Received and Filed

**ADJOURNMENT:**

**ON MOTION OF COUNCIL MEMBER STEMPIAK AND SECONDED BY  
THE ENTIRE TOWN BOARD AND CARRIED, the meeting was adjourned at 10:22  
P.M.**

Signed

  
Johanna M. Coleman, Town Clerk